

1673. A letter from the Acting Assistant Secretary of the Army (Civil Works), transmitting the Department's report entitled "Section 404 of the Clean Water Act and Wetlands: Special Statistical Report, July 1995"; jointly, to the Committees on Transportation and Infrastructure, Resources, and Agriculture.

#### REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. MOORHEAD: Committee on the Judiciary. H.R. 2361. A bill to amend the commencement dates of certain temporary Federal judgeships (Rept. 104-334). Referred to the Committee of the Whole House on the State of the Union.

Mr. DIAZ-BALART: Committee on Rules. House Resolution 265. Resolution waiving a requirement of clause 4(b) of rule XI with respect to consideration of certain resolutions reported from the Committee on Rules (Rept. 104-335). Referred to the House Calendar.

#### PUBLIC BILLS AND RESOLUTIONS

Under clause 5 of rule X and clause 4 of rule XXII, public bills and resolutions were introduced and severally referred as follows:

By Mr. ARCHER:

H.R. 2621. A bill to enforce the public debt limit and to protect the Social Security trust funds and other Federal trust funds and accounts invested in public debt obligations; to the Committee on Ways and Means.

By Mr. CARDIN:

H.R. 2622. A bill to amend the Congressional Budget Act of 1974 to require that budget resolutions be joint resolutions and that those resolutions contain extensions of the statutory limit on the public debt, and for other purposes; to the Committee on the Budget, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FALCONER:

H.R. 2623. A bill to amend the Indian Self-Determination and Education Assistance Act to make the provisions and benefits of Indian self-determination contracts applicable to Indian self-governance compacts; to the Committee on Resources.

H.R. 2624. A bill to establish the American Samoa Study Commission; to the Committee on Resources.

By Mr. FRANK of Massachusetts:

H.R. 2625. A bill to prohibit future obligation of funds for the B-2 bomber procurement program; to the Committee on National Security.

By Mr. HUTCHINSON (for himself and Mr. STUMP):

H.R. 2626. A bill to amend title 38, United States Code, to ensure that payments of compensation for veterans with service-connected disabilities and payments of dependency and indemnity compensation for survivors of such veterans are made regardless of Government financial shortfalls; to the Committee on Veterans' Affairs.

#### ADDITIONAL SPONSORS

Under clause 4 of rule XXII, sponsors were added to public bills and resolutions as follows:

H.R. 89: Mr. ROTH.

H.R. 127: Mrs. THURMAN and Mr. BILBRAY.  
H.R. 528: Mr. WATT of North Carolina, Mr. MCINNIS, Mr. BISHOP, Mr. BALDACC, Mr. ANDREWS, Mr. BOEHLERT, Mr. PASTOR, Mr. FORBES, Mr. STARK, Mr. KILDEE, Mr. ROBERTS, Mr. GREENWOOD, Mr. PORTER, Mr. COMBEST, Mr. EHRLICH, Mr. CHRISTENSEN, Mr. FRELINGHUYSEN, and Mr. BARRETT of Nebraska.

H.R. 580: Ms. KAPTUR.

H.R. 789: Mr. RAMSTAD.

H.R. 1140: Mr. TOWNS.

H.R. 1355: Mr. OWENS, Mr. DEFAZIO, Mr. EVANS, Mr. TORRES, Ms. VELAZQUEZ, Ms. LOFGREN, Mr. MARTINEZ, Mr. BONIOR, Mr. LIPINSKI, Ms. WOOLSEY, Mr. NADLER, Mr. WATT of North Carolina, Mr. GONZALEZ, Mr. GUTIERREZ, Mr. PAYNE of New Jersey, Ms. NORTON, Mr. FILNER, and Mr. FATTAH.

H.R. 1619: Ms. WOOLSEY and Mr. CLYBURN.

H.R. 2098: Mr. PARKER.

H.R. 2240: Mr. MARTINI and Ms. WOOLSEY.

H.R. 2276: Mr. TRAFICANT.

H.R. 2281: Ms. DELAURO and Mr. BALDACC.  
H.R. 2342: Mr. COLEMAN, Mr. SCHIFF, and Mr. PETE GEREN of Texas.

H.R. 2373: Mrs. LINCOLN.

H.R. 2458: Mr. PORTER, Mr. PAXON, Mr. DEUTSCH, Mr. HALL of Ohio, Mr. SMITH of New Jersey, Mr. BURTON of Indiana, and Mr. FRAZER.

H.R. 2472: Mr. BENTSEN, Mr. BARRETT of Wisconsin, Mr. MANTON, Mr. STUPAK, Mr. PETERSON of Minnesota, and Mr. ANDREWS.

H.R. 2508: Mr. SKELTON and Mr. WICKER.

H.R. 2529: Mr. TORRES, Ms. MCKINNEY, Mr. DEFAZIO, Ms. FURSE, and Mr. LEWIS of Georgia.

H.R. 2540: Mr. GENE GREEN of Texas, Mr. HOSTETTLER, Mr. WAMP, Mr. SCARBOROUGH, Mr. BAKER of California, Mr. HEFLEY, Mr. WELLER, Mr. BILIRAKIS, Mr. ANDREWS, Mr. LARGENT, and Mr. EMERSON.

H.R. 2564: Mr. CHABOT, Mr. BRYANT of Tennessee, Mr. COBLE, Mr. FLANAGAN, Mr. HEINEMAN, Mr. INGLIS of South Carolina, Mr. SENSENBRENNER, and Mrs. ROUKEMA.

H.R. 2579: Mr. BEREUTER, Mr. CRAMER, Mrs. MEYERS of Kansas, Mr. LUTHER, Mr. CANADY, and Mr. FALCONER.

H.J. Res. 89: Mr. LAHOOD.

H. Con. Res. 50: Mr. DOYLE.

H. Res. 220: Mrs. LOWEY, Ms. ROYBAL-ALVARADO, and Ms. LOFGREN.

#### AMENDMENTS

Under clause 6 of rule XXIII, proposed amendments were submitted as follows:

H.R. 2539

OFFERED BY: Mr. SHUSTER

AMENDMENT NO. 1: Page 5, line 24, insert "common carrier" after "a person providing".

Page 7, line 8, insert "with respect to regulation of rail transportation" after "provided under this part".

Page 9, line 24, insert "The enactment of the ICC Termination Act of 1995 shall have no effect on which employees and employers are covered by the Railway Labor Act, the Railroad Retirement Act of 1974, the Railroad Retirement Tax Act, and the Railroad Unemployment Insurance Act." after "local governmental authority".

Page 12, in the table of sections for subchapter I of chapter 105, strike "Inflation-based rate increases" and insert in lieu thereof "Rail cost adjustment factor".

Page 13, line 21, strike "shall recognize" and insert in lieu thereof "shall give due consideration to—

"(A) the amount of traffic which is transported at revenues which do not contribute to going concern value and the efforts made to minimize such traffic;

"(B) the amount of traffic which contributes only marginally to fixed costs and the extent to which, if any, rates on such traffic

can be changed to maximize the revenues from such traffic; and

"(C) the carrier's mix of rail traffic to determine whether one commodity is paying an unreasonable share of the carrier's overall revenues, recognizing".

Page 14, lines 2 through 5, strike "to establish simplified" and all that follows through "evidence is impractical".

Page 14, line 11, strike "including" and insert in lieu thereof "to the extent required by section 10507".

Page 17, line 11, strike "11101" and insert in lieu thereof "10902".

Page 29, line 11, strike "Class I".

Page 29, lines 12 and 13, strike "Panel's Rail Form A" and insert in lieu thereof "Uniform Rail Costing System".

Page 30, line 7, through page 31, line 3, amend section 10508 to read as follows:

#### "§ 10508. Rail cost adjustment factor

"(a) The Panel shall, as often as practicable, but in no event less often than quarterly, publish a rail cost adjustment factor which shall be a fraction, the numerator of which is the latest published Index of Railroad Costs (which index shall be compiled or verified by the Panel, with appropriate adjustments to reflect the change in composition of railroad costs, including the quality and mix of material and labor) and the denominator of which is the same index for the fourth quarter of every fifth year, beginning with the fourth quarter of 1992.

"(b) The rail cost adjustment factor published by the Panel under subsection (a) of this section shall take into account changes in railroad productivity. The Panel shall also publish a similar index that does not take into account changes in railroad productivity.

Page 31, line 22, insert "The district courts of the United States shall not have jurisdiction pursuant to this section based on section 1331 or 1337 of title 28, United States Code." after "parties otherwise agree."

Page 31, after line 22, insert the following:

"(d)(1) A summary of each contract for the transportation of agricultural commodities entered into under this section shall be filed with the Panel, containing such nonconfidential information as the Panel prescribes. The Panel shall publish special rules for such contracts in order to ensure that the essential terms of the contract are available to the general public.

Page 31, line 23, strike "(d)" and insert in lieu thereof "(2)".

Page 32, after line 6, insert the following new subsection:

"(f) A rail carrier that enters into a contract as authorized by this section remains subject to the common carrier obligation set forth in section 10901, with respect to rail transportation not provided under such a contract.

Page 37, in the table of sections for chapter 107, insert at the end the following new item: "10707. Railroad development.

Page 45, line 10, strike "paragraph (2) or".

Page 45, lines 13 through 22, strike paragraph (2).

Page 45, line 23, strike "(3)" and insert in lieu thereof "(2)".

Page 47, line 18, strike "6 months" and insert in lieu thereof "4 months".

Page 48, line 2, page 49, lines 21 and 25, and page 50, line 5, strike "6-month" and insert in lieu thereof "4-month".

Page 51, line 20, insert "The Panel does not have authority under this chapter over construction, acquisition, operation, abandonment, or discontinuance of spur, industrial, team, switching, or side tracks." after "or side tracks".

Page 51, after line 20, insert the following new section: